



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/071,200	02/11/2002	Hidehiro Matsumoto	K3281.0012/P012	2948

7590 03/21/2005

DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP
1177 Avenue of the Americas, 41st Floor
New York, NY 10036-2714

EXAMINER

LAstra, DANIEL

ART UNIT	PAPER NUMBER
----------	--------------

3622

DATE MAILED: 03/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/071,200

Applicant(s)

MATSUMOTO, HIDEHIRO

Examiner

DANIEL LASTRA

Art Unit

3622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 July 2002.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-18 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

1. Claims 1-18 have been examined. Application 10/071,200 (PERSONAL ACCOUNT COLLECTING SYSTEM CAPABLE OF READILY COLLECTING INFORMATIONS OF ACCOUNTS OF PERSONS) has a filing date 02/11/2002 and foreign data 02/09/2001.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Claims 4 and 13 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. The claim(s) contains subject matter (i.e., "information of a favor) which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-18 are rejected under 35 U.S.C. 102(e) as being anticipated by Perri et al (US 2001/0020231).

As per claim 1, Perri teaches:

A personal account collecting system for use in collecting information of accounts of persons on Internet, comprising:

managing means of an information provider for managing a service site for providing information on the Internet (see paragraph 52);

means of a first user for getting access to said service site for providing information through a mobile site on the Internet in order to utilize said service site for providing information (see paragraph 65);

introducing means of said first user for introducing a second user, as a target utilizing said service site for providing information, who is connected with said first user by human networks (see paragraphs 14, 15 and 76);; and

collecting means of said information provider for collecting information of an account of said second user in a database of said service site for providing information (see paragraphs 68-70,78);.

As per claim 2, Perri teaches:

A personal account collecting system as claimed in claim 1, wherein said first user, by the use of a mobile personal telephone, gets access to said service site for providing information through a mobile site established on the Internet by a communication service provider (see paragraphs 65-66);.

As per claim 3, Perri teaches:

A personal account collecting system as claimed in claim 1, wherein said information provider is an advertising agent (see paragraph 6);.

As per claim 4, Perri teaches:

A personal account collecting system as claimed in claim 3, wherein not only said information of an account of said second user but also information of a favor of said second user are registered in said data base of said service site for providing information, said advertising agent transferring an advertisement to said second user in response to said information of a favor of said second user (see paragraphs 76 and 78).

As per claim 5, Perri teaches:

A personal account collecting system as claimed in claim 3, wherein said communication service provider provides circumstances for establishing said service site for providing information managed by said information provider on the Internet, said communication service provider, in reward for the provision of said circumstances, obtaining advertisement charges from said advertising agent, responsive to an advertisement provided by said advertising agent (see paragraphs 10, 56 and 61);.

As per claim 6, Perri teaches:

A personal account collecting system as claimed in claim 5, wherein said communication service provider further provides said advertising agent with information of numbers of accesses to said mobile site by said first and second users responsive to an advertisement provided by said advertising agent (see paragraphs 10 and 61);.

As per claim 7, Perri teaches:

A personal account collecting system as claimed in claim 5, wherein said communication service provider further provides said advertising agent with information of numbers of accounts collected by said collecting means of said information provider responsive to an advertisement provided by said advertising agent (see paragraphs 65-66).

As per claim 8, Perri teaches:

A personal account collecting system as claimed in claim 1, wherein said information of an account of said second user is an electronic mail address of said second user (see paragraphs 65-66);.

As per claim 9, Perri teaches:

A personal account collecting system as claimed in claim 1, wherein said human networks are based on reliable human relations so that said second user is a family, a relative, a friend, or the like of said first user (see paragraphs 60, 78);.

As per claim 10, Perri teaches:

A method of collecting a personal account for use in collecting information of accounts of persons on Internet, said method comprising the steps of:

an information provider's managing a service site for providing information on the Internet;

a first user's getting access to said service site for providing information through a mobile site on the Internet in order to utilize said service site for providing information;

said first user's introducing a second user, as a target utilizing said service site for providing information, who is connected with said first user by human networks; and

Art Unit: 3622

sand information provider's collecting information of an account of said second user in a database of said service site for providing information. The same rejection applied to claim 1 is applied to claim 10.

As per claim 11, Perri teaches:

A method as claimed in claim 10, wherein said first user, by the use of a mobile personal telephone, gets access to said service site for providing information through a mobile site established on the Internet by a communication service provider. The same rejection applied to claim 2 is applied to claim 11.

As per claim 12, Perri teaches:

A method as claimed in claim 10, wherein said information provider is an advertising agent. The same rejection applied to claim 3 is applied to claim 12.

As per claim 13, Perri teaches:

A method as claimed in claim 12, wherein not only said information of an account of said second user but also information of a favor of said second user are registered in said data base of said service site for providing information, said advertising agent transferring an advertisement to said second user in response to said information of a favor of said second user. The same rejection applied to claim 4 is applied to claim 13.

As per claim 14, Perri teaches:

A method as claimed in claim 12, wherein said communication service provider provides circumstances for establishing said service site for providing information managed by said information provider on the Internet, said communication service provider, in reward for the provision of said circumstances, obtaining advertisement

charges from said advertising agent, responsive to an advertisement provided by said advertising agent. The same rejection applied to claim 5 is applied to claim 14.

As per claim 15, Perri teaches:

A method as claimed in claim 14, wherein said communication service provider further provides said advertising agent with information of numbers of accesses to said mobile site by said first and second users responsive to an advertisement provided by said advertising agent. The same rejection applied to claim 6 is applied to claim 15.

As per claim 16, Perri teaches:

A method as claimed in claim 14, wherein said communication service provider further provides said advertising agent with information of numbers of accounts collected by said collecting means of said information provider responsive to an advertisement provided by said advertising agent. The same rejection applied to claim 7 is applied to claim 16.

As per claim 17, Perri teaches:

A method as claimed in claim 10, wherein said information of an account of said second user is an electronic mail address of said second user. The same rejection applied to claim 8 is applied to claim 17.

As per claim 18, Perri teaches:

A method as claimed in claim 10, wherein said human networks are based on reliable human relations so that said second user is a family, a relative, a friend, or the like of said first user. The same rejection applied to claim 9 is applied to claim 18.

Conclusion

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to DANIEL LASTRA whose telephone number is 703-306-5933. The examiner can normally be reached on 9:30-6:00.

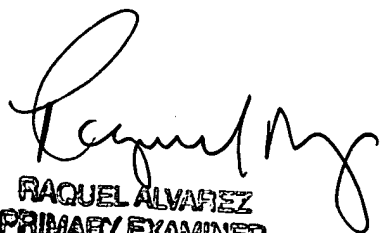
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, ERIC W STAMBER can be reached on 703-305-8469. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

The Examiner is scheduled to move to the new Alexandria office in April 2005 (or later). The Alexandria phone number would be 571-272-6720 and RightFax number 571-273-6720. The examiner's supervisor, Eric W. Stamber, new Alexandria number would be 571-272-6724. The current numbers would be in service until the move.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

DL

Daniel Lastra
March 5, 2005


RAQUEL ALVAEZ
PRIMARY EXAMINER